1. It is inconsistent with the principle of equality between men and women (Art. 3, sec. 2, Basic Law) that according to § 4, sec. 1 of the nationality law the marital [legitimate] child of a German father and a foreign mother always acquires German nationality whereas the marital child of a German mother and a foreign father only acquires it when the child otherwise would be stateless.

2. The legislator is obliged to grant all marital children born since 1 April 1953 of German mothers, who were barred from acquiring German nationality from birth, a means of acquiring German nationality.

3. When the Constitutional Court holds unconstitutional a law, that law shall no longer be applied inconsistently, from the moment of the decision of the Constitutional Court and to the extent of the decision; this is and equally so in the case of a declaration of nullity.